



Date April 15, 2024

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR DEMOLITION OF FORMER PUBLIC WORKS FACILITY AT 216 SE 5TH STREET AND 108 SE 5TH STREET, EARTH SERVICES & ABATEMENT, LLC DBA IOWA DEMOLITION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Des Moines City Engineer, showing the cost of the construction of the Demolition of Former Public Works Facility at 216 SE 5th Street and 108 SE 5th Street, Activity ID 252023037, in accordance with the contract approved between Earth Services & Abatement, LLC dba Iowa Demolition, Mike Berst, Managing Director, 1901 Easton Boulevard, Des Moines, IA, 50316, under Roll Call No. 23-0948, of June 26, 2023, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted.

BE IT FURTHER RESOLVED: That \$686,019.00 is the total cost, of which \$665,438.43 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$20,580.57 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573.

BE IT FURTHER RESOLVED: That the Director of Finance be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by \_\_\_\_\_ to adopt. Second by \_\_\_\_\_

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool

Nickolas J. Schaul

Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Director of Finance



Funding Source: 2023-24 CIP, Page 59, Municipal Service Center - Phase 2, BL128

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, COLEMAN, GATTO, MANDELBAUM, VOSS, SIMONSON, WESTERGAARD, and TOTAL.

MOTION CARRIED APPROVED
Mayor

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk





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## PROJECT SUMMARY

Demolition of Former Public Works Facility at 216 SE 5th Street and 108 SE  
**Activity ID 252023037**

On June 26, 2023, under Roll Call No. 23-0948, the Council awarded the contract for the above improvements to Earth Services & Abatement, LLC dba Iowa Demolition, in the amount of \$615,000.00. Tabulated below is a history of project change orders.

<b>Change Order No.</b>	<b>Initiated By</b>	<b>Description</b>	<b>Amount</b>
1	City	2/19/2024 Additional demolition removals, disposal, and imported backfill, and project completion liquidated damages.	\$71,019.00
		<b>Original Contract Amount</b>	\$615,000.00
		<b>Total Change Orders</b>	\$71,019.00
		<b>Percent of Change Orders to Original Contract</b>	11.55%
		<b>Total Contract Amount</b>	\$686,019.00

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April 15, 2024

**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the Demolition of Former Public Works Facility at 216 SE 5th Street and 108 SE 5th Street, Earth Services & Abatement, LLC dba Iowa Demolition.

**SYNOPSIS:**

Approve the Engineer's Certification of Completion, accept construction of said improvement, and authorize final payment to the contractor.

**FISCAL IMPACT:**

Amount: \$686,019.00 As-Built Contract Cost

Funding Source: 2023-24 CIP, Page 59, Municipal Service Center - Phase 2, BL128

**CERTIFICATION OF COMPLETION:**

On June 26, 2023, under Roll Call No. 23-0948, the City Council awarded a contract to Earth Services & Abatement, LLC dba Iowa Demolition, Mike Berst, Managing Director, 1901 Easton Boulevard, Des Moines, IA 50316 for the construction of the following improvement:

Demolition of Former Public Works Facility at 216 SE 5th Street and 108 SE 5th Street, 252023037

The work includes the removal and disposal of regulated hazardous materials and demolition of designated buildings, structures, and pavements, all in accordance with the contract documents, including Plan File No. 655-086/093, located at 216 SE 5th Street and 108 SE 5th Street, Des Moines, Iowa

I hereby certify that the construction of said Demolition of Former Public Works Facility at 216 SE 5th Street and 108 SE 5th Street, Activity ID 252023037, has been completed in substantial compliance with the terms of said contract, and I hereby recommend that the work be accepted. The work commenced on July 10, 2023, and was completed on March 4, 2024.

I further certify that \$686,019.00 is the total cost of said improvement, of which \$665,438.43 has been paid the Contractor and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$20,580.57 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573. The amount of completed work is shown on the attached Estimate of Construction Completed.



Steven L. Naber, P.E.  
Des Moines City Engineer

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ENGINEERING DEPARTMENT  
CITY OF DES MOINES, IOWA



**ESTIMATE OF CONSTRUCTION COMPLETED**  
**FOR WORK DONE FROM 1/31/24 to 2/2/24**  
**FINAL PAYMENT (Partial Payment No. 6)**

PROJECT: DEMOLITION OF FORMER PUBLIC WORKS FACILITY AT 216 SE 5TH STREET AND 108 SE 5TH STREET  
CONTRACTOR: Earth Services & Abatement, LLC, dba Iowa Demolition

ACTIVITY ID: 25-2023-037  
DATE: 3/4/2024

ITEM NO.	DESCRIPTION	UNIT	QUANTITIES				UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	CONSTRUCTED THIS PERIOD		
1	Hazardous Materials Removal and Disposal	LS	1.000	1.000	1.000	1.000	\$ 10,000.00	\$10,000.00
2	Building Demolition and Disposal	LS	1.000	1.000	1.0000	0.1740	\$ 605,000.00	\$605,000.00
<b>Change Order Items</b>								
1001	Additional Basement Floor Slab, Footings, and RR Track Removal, Di	LS	0.00	1.00	1.00	0.00	\$ 80,519.00	\$80,519.00
1002	Project Completion Liquidated Damages	DAY	0.00	19.00	19.00	0.00	\$ (500.00)	(\$9,500.00)
ORIGINAL CONTRACT AMOUNT			\$	615,000.00				
TOTAL CHANGE ORDERS			\$	71,019.00				
ORIGINAL CONTRACT AMOUNT PLUS CHANGE ORDERS			\$	686,019.00				
PARTIAL PAYMENT NO. 1			\$	48,473.81				
PARTIAL PAYMENT NO. 2			\$	149,118.58				
PARTIAL PAYMENT NO. 3			\$	190,139.40				
PARTIAL PAYMENT NO. 4			\$	97,006.31				
PARTIAL PAYMENT NO. 5			\$	180,700.33				
THIS PARTIAL PAYMENT			\$	-				
TOTAL PARTIAL PAYMENTS			\$	665,438.43				
BALANCE			\$	20,580.57				

PREPARED BY: Shawn Gymer  
Project Inspector

CHECKED BY: Joseph A. Ely  
Project Engineer

TOTAL	\$ 686,019.00
RETAINAGE	\$ 20,580.57
TOTAL LESS RETAINAGE	\$ 665,438.43
LESS PREVIOUS PAYMENT	\$ 665,438.43
AMOUNT DUE	\$ -

FINAL PAYMENT (Partial Payment No. 6)